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## 5 | Counsel for Defendant CUTLER

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 11-00740-PSG  
12 Plaintiff, ) STIPULATION AND [PROPOSED]  
13 vs. ) ORDER CONTINUING SENTENCING  
14 RONALD ALLEN CUTLER, ) HEARING DATE TO MAY 18, 2012  
15 Defendant. )  
\_\_\_\_\_  
)

## STIPULATION

18 Defendant Ronald Allen Cutler, by and through Assistant Federal Public Defender Varell  
19 L. Fuller, and the United States, by and through Assistant United States Attorney Grant P.  
20 Fondo, hereby stipulate and agree, subject to the Court's approval, that the sentencing hearing  
21 currently set for Thursday, May 3, 2012, at 1:00 p.m., may be continued to Friday May 18, 2012,  
22 at 9:30 a.m.

23 Mr. Cutler has pled to a misdemeanor violation of 18 U.S.C. § 111, assaulting and  
24 resisting an officer and employee, pursuant to a written plea agreement in accord with Fed. R.  
25 Crim. P. 11(c)(1)(A) and 11(c)(1)(B). A sentencing hearing is presently set in this matter for  
26 May 3, 2012, and the parties jointly request a short continuance to permit the United States

1 Probation Officer assigned to this matter additional time to consider information provided by the  
2 defense and to prepare the final presentence report in this matter. The parties therefore jointly  
3 agree, and respectfully request, that the sentencing hearing date be continued to May 18, 2012, at  
4 9:30 a.m. The United States Probation Office has been consulted about the requested  
5 continuance and has no objection. The parties further agree that the deadlines by which the  
6 United States Probation Office must disclose the final pre-sentence reports shall be adjusted  
7 according to the new sentencing date.

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9 Dated: April 26, 2012

10 \_\_\_\_\_/s/ \_\_\_\_\_  
11 VARELL L. FULLER  
12 Assistant Federal Public Defender

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14 Dated April 26, 2012

15 \_\_\_\_\_/s/ \_\_\_\_\_  
16 GRANT P. FONDO  
17 Assistant United States Attorney

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**[PROPOSED] ORDER**

19 GOOD CAUSE APPEARING, and by stipulation of the parties, it is hereby ordered that  
20 the sentencing hearing date set for Thursday, May 3, 2012, at 1:00 p.m. is continued to Friday,  
21 May 18, 2012, at 9:30 a.m., and the date by which United States Probation must disclose the  
22 final pre-sentence report shall be adjusted accordingly.

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24 Dated: "Cr tkn'52."4234

25   
26 THE HONORABLE PAUL S. GREWAL  
United States Magistrate Judge

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